



10 JUL 2007

JENKINS, WILSON, TAYLOR & HUNT, P. A.
SUITE 1200, UNIVERSITY TOWER
3100 TOWER BOULEVARD
DURHAM, NC 27707

In re Application of	:	
DESIMONE, Joseph, M. et al.	:	
Application No.: 10/583,570	:	DECISION ON
PCT No.: PCT/US04/42706	:	
Int. Filing Date: 20 December 2004	:	PETITION
Priority Date: 19 December 2003	:	
Attorney's Docket No.: 421/90 PCT/US	:	UNDER 37 CFR 1.182
For: METHODS FOR FABRICATING ...	:	
OR IMPRINT LITHOGRAPHY	:	

This decision responds to applicant's petition to correct an inventor's name, filed with the United States Patent and Trademark Office on 05 March 2007. It has been treated as a petition under 37 CFR 1.182.

BACKGROUND

On 20 December 2004, applicant filed international application PCT/US04/42706, claiming a priority date of 19 December 2003. The deadline for entry into the national stage in the United States was midnight 19 June 2006.

On 19 June 2006, applicant filed a submission for entry into the national stage in the United States which was accompanied by the basic national fee and an unexecuted declaration of the inventors.

On 14 February 2007, the Office mailed Notification of Missing Requirements (Form PCT/DO/EO/905) indicating that an oath or declaration and the surcharge for late filing the search fee, examination fee or oath or declaration were required and indicating that the last name of the eighth inventor did not match the international application and that an clarification was required.

On 05 March 2007, applicant submitted this petition and an executed declaration.

DISCUSSION

The fee for a petition under 37 CFR 1.182 is \$400. The petition fee will be charged to deposit account no. 50-0426, as authorized.

MPEP 605.04(c) sets out how to change an applicant's name for national phase.

Applicant must provide a signed statement from the inventor listing her former name, her current name and the reason for the change. Here the attorney has made the statements, not the inventor.

Additionally, the name of the third inventor has also been changed. The inventor is listed as Ansley E. Exner on the international application, but as Ansley E. Dennis on the declaration. A statement explaining the inventor explaining this change is also required.

CONCLUSION

Applicant's petition under 37 CFR 1.182 is **DISMISSED** without prejudice.

An oath or declaration in compliance with 37 CFR 1.497(a)-(b) or a renewed petition under 37 CFR 1.182 is required within **TWO (2) MONTHS** of the mailing of this decision. Failure to timely reply will result in the abandonment of this application. Extensions of time under 37 CFR 1.136(a) are available.

Any further correspondence with respect to this matter should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



Erin P. Thomson
Attorney Advisor
PCT Legal Administration

Telephone: 571-272-3292
Facsimile: 571-273-0459